

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
HOA KIM HAT	:	VIOLATIONS:
THANH LAM	:	21 U.S.C. § 846 (conspiracy to possess
	:	with intent to distribute MDMA
	:	- 1 count)
	:	21 U.S.C. § 860 (possession with intent to
	:	distribute MDMA within 1000 feet of a
	:	school - 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute MDMA - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From some time in or about October 2006, to on or about October 31, 2006, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

HOA KIM HAT and
THANH LAM

conspired and agreed with each other, and with others known and unknown to the grand jury, to knowingly and intentionally possess with intent to distribute approximately 9,968 pills, weighing approximately 3,987 grams, of a mixture and substance containing a detectable amount of 3, 4 methylenedioxymethamphetamine (MDMA, also known as "ecstasy"), a Schedule I controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants HOA KIM HAT and THANH LAM agreed to receive approximately 10,000 pills of MDMA, from a third party in Philadelphia, Pennsylvania.

3. Defendants HOA KIM HAT and THANH LAM received approximately 9,968 pills of MDMA, from that third party in Philadelphia, Pennsylvania, with the intent to distribute those pills.

4. Defendants HOA KIM HAT and THANH LAM received, and possessed with intent to distribute, these 9,968 pills of MDMA within 1000 feet of the real property of George Washington Elementary School, a public elementary school at 500 Federal Street, Philadelphia, Pennsylvania.

OVERT ACTS

In furtherance of the conspiracy, the defendants, and others known and unknown to the grand jury, committed the following overt acts on or about October 31, 2006, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere:

1. Defendants HOA KIM HAT and THANH LAM traveled by automobile to the area of 6th Street and Washington Avenue, in Philadelphia, Pennsylvania.

2. Defendants HOA KIM HAT and THANH LAM met with a third party at a restaurant in the area of 6th Street and Washington Avenue.

3. Defendants HOA KIM HAT and THANH LAM received from that third party approximately 9,968 pills of MDMA, weighing approximately 3,987 grams.

4. Defendants HOA KIM HAT and THANH LAM departed the area of 6th Street and Washington Avenue, in possession of approximately 9,968 pills of MDMA, and approximately \$1,900 in U.S. currency, weighing approximately 3,987 grams.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 31, 2006, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**HOA KIM HAT and
THANH LAM**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, approximately 9,968 pills weighing approximately 3,987 grams, of a mixture and substance containing a detectable amount of 3, 4 methylenedioxymethamphetamine (MDMA, also known as "ecstasy"), a Schedule I controlled substance, within 1000 feet of the real property comprising the George Washington Elementary School, a public elementary school located at 500 Federal Street, in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

In violation of Title 21, United States Code, Section 860(a).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 31, 2006, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**HOA KIM HAT and
THANH LAM**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, approximately 9,968 pills weighing approximately 3,987 grams, of a mixture and substance containing a detectable amount of 3, 4 methylenedioxymethamphetamine (MDMA, also known as "ecstasy"), a Schedule I controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

NOTICE OF FORFEITURE

As a result of violations of Title 21, United States Code, Sections 841(a)(1) and 846 set forth in Counts One and Two of this Indictment, the defendants,

**HOA KIM HAT and
THANH LAM,**

shall forfeit to the United States under Title 21, United States Code, Section 853:

1. Any and all real or personal property constituting, or derived from, any proceeds obtained directly or indirectly as a result of the violations of Title 21, United States Code as charged in this Indictment, including but not limited to the sum of \$1,900.00.

2. Any and all real or personal property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the violations of Title 21, United States Code as charged in this Indictment.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL:

**_____
GRAND JURY FOREPERSON**

**_____
PATRICK L. MEEHAN
UNITED STATES ATTORNEY**